

ADOT JPA File No.: 01-066  
AG Contract No.: KR01-0378TRN  
**Amendment No. 3**  
Project: Rest Area Vending  
Section: Various Statewide  
ADES/BEP Contract No.: E5382504

**INTERGOVERNMENTAL AGREEMENT  
AMENDMENT THREE  
BETWEEN  
ARIZONA DEPARTMENT OF TRANSPORTATION  
AND  
ARIZONA DEPARTMENT OF ECONOMIC SECURITY**

**THIS AMENDMENT** is entered into this date 31st of October 2006, **Agreement Three**, pursuant to the Arizona Revised Statutes § 11-951 through 11-954, as amended, between the DEPARTMENT OF TRANSPORTATION ("ADOT") and the DEPARTMENT OF ECONOMIC SECURITY ("ADES").

**I. RECITALS**

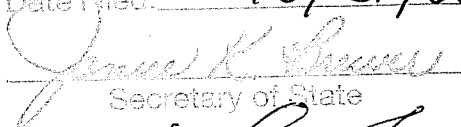

1. ADOT is empowered by Arizona Revised Statutes § 28-401 to enter into this Agreement and has delegated to the undersigned the authority to execute this Agreement on behalf of the State.

2. ADES is empowered by Arizona Revised Statutes § 41-1954 and 23-503 to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the ADES.

**Both parties agree to amend Executed Agreement JPA No. 01-066, KR01-0378TRN, filed with the Secretary of State, File No. 25051, and dated December 10, 2001 as Follows:**

- Section III, Miscellaneous Provisions, paragraph 2.

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NO. 25051  
Filed with the Secretary of State  
Date Filed: 10/31/06  
  
Secretary of State  
By: 

The following language shall replace 2. of the Miscellaneous Provisions:

### **III. MISCELLANEOUS PROVISIONS**

2. The terms, conditions and provisions of this Agreement shall remain in full force and effect for a successive period of five (5) years from the filing date recorded with the Arizona Secretary of State, and shall terminate on January 1, 2012, unless this Agreement violates any Arizona law, rule or regulation, either now enacted or which may be enacted in the future. Furthermore, Arizona Department of Economic Security (ADES) will ensure that any new or subsequent vendor will adhere to the existing terms and conditions for the necessary machine, product and service requirement activities as set forth in the Original Agreement.

**EXCEPT AS AMENDED HEREIN, ALL OTHER terms and conditions of the recorded Executed Agreement, Amendment One, and Two shall remain in full force and effective.**

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**IN WITNESS WHEREOF**, the parties have executed this Amended Agreement the day and year first above written.

**STATE OF ARIZONA**  
Department of Economic Security

**STATE OF ARIZONA**  
Department of Transportation

By <u>Elizabeth G. Csaki</u>	<u>10/16/06</u>	By <u>Douglas A. Forstie</u>	<u>10/16/06</u>
Elizabeth G. Csaki CPPB	Date	Douglas A. Forstie, P.E.	Date
Professional Services Unit Manager		Deputy State Engineer, Operations	

CONTRACT NO. E 538 2504 Amendment #3

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IN ACCORDANCE WITH A.R.S. § 11-952  
THIS CONTRACT HAS BEEN REVIEWED  
BY THE UNDERSIGNED WHO HAS  
DETERMINATED THAT THIS CONTRACT  
IS IN APPROPRIATE FORM AND WITHIN  
THE POWERS AND AUTHORITY GRANTED  
TO EACH RESPECTIVE PUBLIC BODY.

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ARIZONA ATTORNEY GENERAL'S OFFICE

By: Kevin R. Smith  
Kevin R. Smith  
Assistant Attorney General

Date: October 10, 2006

DIVISION/PROGRAM DOCUMENT NO

E5382504

E5382504

Office of Procurement

SPIRIT CONTRACT NO.

PROCUREMENT SPECIALIST or UNIT NAME

Cathy Lonnegren

**CONTRACT COORDINATION SHEET**

(Division/Program Mail Merge Use)

DES CONTRACT NO.

## CONTRACT DESCRIPTION/COMMENTS

Vending Services at ADoT Highway Rest Stops Grantor Agreement: DoT Highway Rest Stops @ var

VENDOR NUMBER

86-6004791-DT

VENDOR NAME

AZ DEPT OF TRANSPORTATION

☐ NEW CONTRACT☒ AMENDMENT NO. 3☒ EXTENSION YRS 5☐ DATA CHANGE NO.

DBA VENDOR NAME

SUB-CONTRACT?

☐ YES ☒ NO

VENDOR ADDRESS (NO., STREET, CITY, STATE, ZIP CODE)

205 S 17th Ave MD616E, Phoenix, AZ 85007

DES ADMINISTRATION (SCAT)

REHABILITATION SERVICES ADMIN

ADM COST CENTER

5391

ADM CONTACT PERSON VANJA PASALIC

BEP Otis Stevenson (602) 266-9070 xtn 7109

SINGLE-AUDIT STATUS (Taxonomy Only)

☐ SUB-RECIPIENT ☒ VENDOR

ADM TELEPHONE NO.

(602) 542-6296

ADM SITE CODE

930A

CONSULTANT CONTRACT (See next page for criteria)

☐ YES ☒ NO

FMCS DOCUMENT TYPE

☒ SA ☐ SC ☐ PS ☐ PG ☐ PN**COMPETITIVE** - Provide solicitation number and date issued below:

Number:

Date Issued:

**NON-COMPETITIVE** - Check the appropriate box and provide explanation:

Check the appropriate box:

- ☐ Request for Quotation (RFQ - \$5,000 to less than \$50,000)  
# written quotes solicited
- ☐ Invitation for Bid (IFB - \$50,000 and greater)
- ☐ Request for Proposal (RFP - \$50,000 and greater)
- ☐ Grant

- ☒ Intergovernmental Agreement (IGA)
- ☐ Interagency Service Agreement (ISA)
- ☐ Competition Impracticable (CI - \$50,000 and greater)
- ☐ Not Practicable To Quote (NPTQ - Less than \$50,000)
- ☐ Emergency Purchases (\$50,000 and greater)
- ☐ Sole Source Contract
- ☐ Memo of Understanding (MOU)
- ☐ Cooperative Purchasing Agreement (COOP)
- ☐ Set-Aside Agency or Certified Non-Profit Organization
- ☐ Exempt by Statute: A.R.S #

ORIGINAL CONTRACT BEGINNING DATE

11/20/01

MAXIMUM EXTENSION DATE

11/19/06

REIMBURSEMENT CEILING

AMENDED REIMBURSEMENT CEILING

CONTRACT EXPIRATION DATE

12/31/06

AMENDED EXPIRATION DATE

12/31/11

TYPE CODE (CTYP)

NE

CLASS CODE (CCLS)

PN

RENEWAL CODE (CRNW)

MM

LINE	BFY	FUND	ORGN	APPR	OBJT	ACTV	RPTG	SERVICE OR COMMODITY CODE	LOC	SVC UNIT	# OF UNITS
01											
	RATE \$			SFY ENCUMBRANCE \$				CONTRACT LINE TOTAL \$			
02											
	RATE \$			SFY ENCUMBRANCE \$				CONTRACT LINE TOTAL \$			
03											
	RATE \$			SFY ENCUMBRANCE \$				CONTRACT LINE TOTAL \$			
04											
	RATE \$			SFY ENCUMBRANCE \$				CONTRACT LINE TOTAL \$			
TOTALS				TOTAL SFY ENCUMB. \$				TOTAL ALL LINES \$			

## AUTHORIZATIONS (Signatures, NO Initials)

PROGRAM ADMINISTRATOR

☒ ASSISTANT DIRECTOR (IGA, ISA and Consultants)☒ FINANCIAL SERVICES ADMINISTRATION (IGA and ISA)

OFFICE OF PROCUREMENT

☒ ATTORNEY GENERAL (IGA, 3rd Party, etc.)☒ To be FILED with the Secretary of State (IGA Only)

FILE NO.

## DATE SIGNED

DATE1  
9/25/06DATE2  
9/27/06

DATE3

DATE1  
10-2-2006

DATE2

DATE3

DATE1  
10-5-06

DATE2

DATE3

DATE1  
10-13-06

DATE2

DATE3

DATE1  
10-10-06

DATE2

DATE3

DATE FILED

## DOCUMENT(S) RECEIVED

☐ Certificate of Insurance:

Date: \_\_\_\_\_

☐ Performance Bond:

Date: \_\_\_\_\_

☐ Payment Bond:

Date: \_\_\_\_\_

☐ Other Licenses:

Date: \_\_\_\_\_

☐ Other:

Date: \_\_\_\_\_

☐ Other:

Date: \_\_\_\_\_

USE THIS SPACE TO INDICATE SPECIAL CIRCUMSTANCES, EXCEPTIONS OR DATA REGARDING CONTRACT

5 year extension

LOG IN DATE

TA NUMBER

OCT 17 2006

SPIRIT CONTRACT NO.	DES CONTRACT NO.	AMENDMENT NO. 3
		DATA CHANGE NO.

**DECISION CRITERIA FOR CONSULTANT CONTRACT:**

<input type="checkbox"/> 1. The project is a short-term specialized service.	<input type="checkbox"/> 7. There is a purely economic justification for privatization or contracting for the services.
<input type="checkbox"/> 2. DES does not have the internal expertise currently available.	<input type="checkbox"/> 8. There is a need to supplement DES staff for a short time, for a long term project, to allow for maximum production, training, or transition time.
<input type="checkbox"/> 3. The project is of limited duration and DES does not have or does not wish to establish the FTE's in an effort to avoid future RIFs.	<input type="checkbox"/> 9. Other (Explain):
<input type="checkbox"/> 4. By state or federal law, DES is required to privatize or contract for the service.	
<input type="checkbox"/> 5. The funding grant or source requires DES to privatize or contract for the service.	
<input type="checkbox"/> 6. The contract is being established from a State/DES desire for community partnering.	

## Instructions

DIVISION/PROGRAM DOCUMENT NO. – enter the division/administration assigned document number.

PROCUREMENT SPECIALIST or UNIT NAME – enter the Buyer Number/Initials of the Procurement Specialist or the Unit name or abbreviation if unassigned.

SPIRIT CONTRACT NO. – enter the SPIRIT contract number, if applicable, in the format DES060000[-Ax]-I[-Ay].

DES CONTRACT NO. – enter the DES contract number in the format DE060000001 (must be 11-characters).

New Contract – check mark the 'New' box if this is an original new contract.

Amendment # – check mark the 'Amendment' box if this is an amendment and enter the Amendment Number. If extended, then also enter the number of years extended.

Data Change # – check mark the 'Data Change' box if this is to correct or change data previously entered and enter the Change Number.  
Note: Vendor number or name change must be completed as an amendment.

CONTRACT DESCRIPTION/COMMENTS – enter a description for the Contract (i.e., Management Consultant for ..., Repair/Maintenance of ..., etc.).

VENDOR NUMBER – enter the FEI or SSN of the vendor including the 2-digit 'address code' for FEI numbers as listed in the VEN1 table.

VENDOR NAME – enter the vendor name. Use upper/lower case and abbreviate, if necessary.

DBA VENDOR NAME – enter the vendor's doing business as (DBA) name, if known. Use upper/lower case and abbreviate, if necessary.

VENDOR ADDRESS (NO., STREET, CITY, STATE ZIPCODE) – enter the vendor's street address, city, state and ZIP Code for payment.

DES ADMINISTRATION (SCAT) – enter the appropriate administration code for the administration which manages the contract. Valid codes are found in the Service-Contract-Admin-Table (SCAT) in FMCS.

ADM COST CENTER – enter the cost center of the administration that manages the contract.

ADM CONTACT PERSON – enter the name of the person responsible for the contract/purchase within the administration.

ADM TELEPHONE NO. – enter the telephone number of the administration's contact person.

ADM SITE CODE – enter the site code of the administration's contact person.

CONSULTANT CONTRACT – check mark "Yes" if this is a consultant contract (see Decision Criteria above for criteria); otherwise check mark "No".

SUB-CONTRACT – check mark "Yes" if the vendor is subcontracting out one or more services; otherwise check mark "No".

SINGLE-AUDIT STATUS – check mark either the "Sub-Recipient" or "Vendor" box. (Required only for service/taxonomy contracts.)

FMCS DOCUMENT TYPE – check mark 'SA' for Service Agreement (non-encumbering), 'SC' for Service Contract (encumbering), 'PE', 'PS' or 'PG' for price agreement to be entered in FMCS, or 'PN' if it will be processed as a PN document in FMCS.

COMPETITIVE/NON-COMPETITIVE CONTRACT INFO. – All documents must identify their type, Competitive or Non-Competitive, and the appropriate box(es) must be checked; and its Solicitation Number and Date Issued (Competitive) or Explanation (Non-Competitive) must be entered.

ORIGINAL CONTRACT BEGINNING DATE – enter the first date that services can be rendered or that a purchase can be made.

MAXIMUM EXTENSION DATE – enter the maximum extension date for this contract; the last date of agreement or date of full-term.

CONTRACT EXPIRATION DATE – enter the last date of the *current* contract period.

AMENDED EXPIRATION DATE – enter the *amended* expiration date, if appropriate; else enter N/A.

REIMBURSEMENT CEILING \$ – enter the aggregate (cumulative) reimbursement ceiling dollar amount for this contract (prior to this amendment).

AMENDED REIMBURSEMENT CEILING \$ – enter the *amended* reimbursement ceiling dollar amount, if appropriate; else enter N/A.

TYPE CODE (CTYP) – enter the appropriate contract type code from the Contract-Type Table (CTYP) in FMCS. (Required only for service/taxonomy contracts.)

CLASS CODE (CCLS) – enter the appropriate contract class code from the Contract-Class Table (CCLS) in FMCS. (Required only for service/taxonomy contracts.)

RENEWAL CODE (CRNW) – enter the appropriate contract renewable code from the Contract Renewal Table (CRNW) in FMCS. (Required only for service/taxonomy contracts.)

ACCOUNTING/ENCUMBRANCE LINES – enter the funding (accounting) stream for the contract encumbrance. Line #'s can be modified, if more than four accounting lines are needed.

SERVICE or COMMODITY CODE – enter the service (taxonomy) codes or commodity codes for which the contract is awarded. This is a required data entry field!

TOTAL SFY ENCUMB. \$ – enter the dollar amount of the contract that will be encumbered for the current State Fiscal Year (SFY).


TOTAL ALL LINES \$ – enter the total dollar amount to be encumbered for this contract for *all* State Fiscal Years.

AUTHORIZATIONS (SIGNATURES and DATES) – complete signatures and dates as appropriate. DATE2 and DATE3 are completed when the contract is returned and re-signed after corrections by the appropriate party.

DOCUMENT(S) RECEIVED – check mark the documents received (to-date) indicating the date received.

CONSULTANT CONTRACT CRITERIA – check mark the appropriate criterion for consultant contract, if Consultant Contract is marked "Yes" on the front side.

Equal Opportunity Employer/Program • Persons with a disability may request a reasonable accommodation such as a sign language interpreter. Requests should be made as early as possible to allow time to arrange the accommodation. This document is available in alternative formats by contacting 602-364-0170.

<p>TERRY GODDARD Attorney General</p>	<p> <b>OFFICE OF THE ATTORNEY GENERAL</b> STATE OF ARIZONA</p>	<p>CIVIL DIVISION TRANSPORTATION SECTION Writer's Direct Line: 602.542.8855 Facsimile: 602.542.3646 E-mail: Susan.Davis@azag.gov</p>
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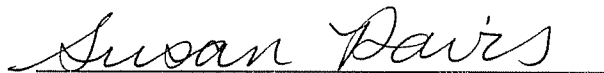
**INTERGOVERNMENTAL AGREEMENT**  
**DETERMINATION**

A.G. Contract No. KR01-0378TRN (**JPA 01-066, Amendment No. 3**), an Agreement between public agencies, i.e., Arizona Department of Transportation and Arizona Department of Economic Security, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the Undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining Parties, other than the State or its agencies, to enter into said Agreement.

DATED:      October 25, 2006

TERRY GODDARD  
Attorney General

  
SUSAN E. DAVIS  
Assistant Attorney General  
Transportation Section

SED:mjf:984404  
Attachment